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**Attorneys for Plaintiff**

**[Additional Counsel on Signature Page]**

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

JOHN DOE, on behalf of himself and all others  
similarly situated and for the benefit of the general  
public,

Plaintiff,

v.

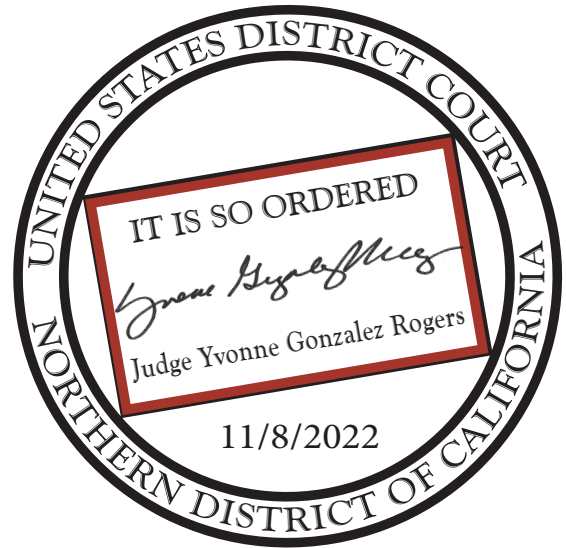
PARTNERSHIP HEALTHPLAN OF  
CALIFORNIA, and DOES 1 through 25, inclusive,

Defendants.

Case No. 4:22-CV-03132-YGR

**CLASS ACTION**

**ORDER GRANTING STIPULATION OF  
VOLUNTARY DISMISSAL PURSUANT  
TO FED. R. CIV. PROC. RULE 41(a)(1)(A)  
(i)**



COME NOW, the Parties in the above styled action and stipulate as follows:

WHEREAS, this action was filed on May 27, 2022;

WHEREAS, this action was filed on behalf of a putative class of affected members of Partnership Health Plan ("PHC"), a California based entity as the sole defendant;

WHEREAS, Plaintiff filed this action in this Court based on the jurisdictional diversity provisions of 28 U.S.C. §§ 1332(d);

WHEREAS, two-thirds or more of the members of the proposed plaintiff class in the aggregate, and the sole defendant, are citizens of California, and thus under 28 U.S.C. § 1332(d)(4)(B) the Court must decline jurisdiction over the claims asserted in this action; and,

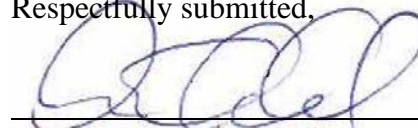
WHEREAS, Partnership HealthPlan of California has not filed in an answer, responsive pleading or summary judgment motion in this action;

NOW, THEREFORE, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), the Parties hereby stipulate to dismiss this action without prejudice.

**IT IS SO STIPULATED.**

Dated: November 8, 2022

Respectfully submitted,



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*Attorneys for Plaintiff*

1 Dated: November 8, 2022

/s/ James F. Monagle

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*Attorney for Defendant,  
Partnership HealthPlan of California*

**ECF ATTESTATION**

Pursuant to L.R. 5-1(i)(3), Alan M. Mansfield hereby attests that concurrence in the filing of this document has been obtained from all signatories.

11 Dated: November 8, 2022

Respectfully submitted,



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